

ROUTING AND TRANSMITTAL SLIP		Date
TO: (Name, office symbol, room number, building, Agency/Post)		12 JUL 1986
1. ADDA	Initials	Date
2. DDA	10	12 JUL 1986
3. DDA REGISTRY		13 JUL 1986
4.		
5.		

Action	File	Note and Return
Approval	For Clearance	Per Conversation
As Requested	For Correction	Prepare Reply
Circulate	For Your Information	See Me
Comment	Investigate	Signature
Coordination	Justify	

REMARKS

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FROM: (Name, org. symbol, Agency/Post)

Room No.—Bldg.

Phone No.

5041-102

USGPO 1983 0-381-529 (316)

OPTIONAL FORM 41 (Rev. 7-76)  
Prescribed by GSA  
FPMR (41 CFR) 101-11.206

ROUTING AND TRANSMITTAL SLIP		Date
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1. D/OL	✓	1/29/86
2. <del>EXO</del> DDA MS/DDA - L43	aw	31 JAN 1986
3. ADDA	J	3 FEB 1986
4. DDA	R	3 FEB 1986
5.		
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Comment	Investigate	Signature
Coordination	Justify	

## REMARKS

1. The attached includes two memorandums requiring DCI signature. The first memo (BYE-134311-86) is a revised delegation of authority for the Chief, Contracts Staff, OD&E/DS&T. An explanation (BYE-134310-86) regarding the necessity for changing the existing delegation is included.

2. The second memorandum (BYE-134312-86) establishes approval levels for awarding Program B contracts on a noncompetitive basis. The establishment of these approval levels enables Program B to implement a competition advocacy system which complies with CICA to the maximum extent practicable.

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OPTIONAL FORM 41 (Rev. 7-76)  
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1	DDA	3 FEB 1966	
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DDA REGISTRY  
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S E C R E T  
B Y E M A N

3 FEB

MEMORANDUM FOR: Director of Central Intelligence

VIA: Deputy Director of Central Intelligence  
Executive Director  
General Counsel  
Deputy Director for Science and Technology  
Director of Development and Engineering

FROM: Richard J. Kerr  
Deputy Director for Administration

SUBJECT: National Reconnaissance Program - Director of  
Central Intelligence Delegation of Contracting  
Officer Authority

REFERENCES: Memo for DCI from DD/S&T, dtd 28 July 1982,  
Same Subject (BYE 8203/82)

1. In recognition of the importance of National Reconnaissance Programs assigned to the Central Intelligence Agency, a direct delegation of contracting authority has been made to the Chief, Contracts Staff, Office of Development and Engineering (C/CS/OD&E), Directorate of Science and Technology, by the Director of Central Intelligence (DCI) in his role as head of the Central Intelligence Agency. This practice began with the U-2 aircraft and has continued since that time. The current delegation is the referent memorandum.

2. The following changes are necessary to allow the C/CS/OD&E to improve contract support to the Office of Development and Engineering:

a. Change: Reference to a "Class Determination and Findings" allowing procurement by negotiation is deleted.

Reason: This separate "Class Determination and Findings" is no longer necessary. The Competition in Contracting Act of 1984 deletes the need for determination and findings prior to contracting on a negotiated basis.

BYE-134310-86  
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SUBJECT: National Reconnaissance Program - Director of  
Central Intelligence Delegation of Contracting  
Officer Authority

b. Change: The authority of the C/CS/OD&E is expanded to allow him to redelegate his authority to knowledgeable procurement officials at any time.

Reason: The referent memorandum allows delegation of contracting authority only during official absence of the C/CS/OD&E. Delegation to subordinate contracting officers will provide contracting authority at program levels.

c. Change: The authority of C/CS/OD&E to redelegate his authority to other than his deputy or to knowledgeable procurement officials is expanded from \$10,000 to \$25,000.

Reason: The increase from \$10,000 to \$25,000 is consistent with federal procurement law which increased the dollar ceiling for simplified purchase procedures from \$10,000 to \$25,000.

3. It is recommended that you sign the attached delegation of contracting authority to C/CS/OD&E.

/s/ Richard J. Kerr

Richard J. Kerr

Attachment


BYE-134310-86

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SUBJECT: National Reconnaissance Program - Director of  
Central Intelligence Delegation of Contracting  
Officer Authority

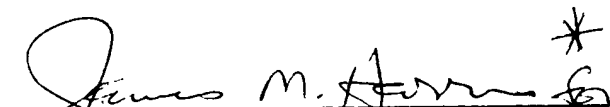
CONCUR:

  
\_\_\_\_\_  
Director of Development and  
Engineering

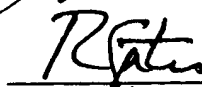
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Date

*Concur - assuming the \$5M limit*  
  
\_\_\_\_\_  
Deputy Director for Science and  
Technology

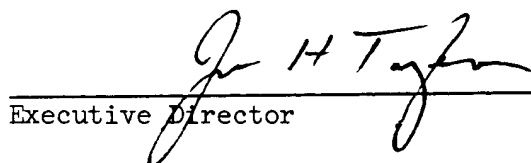
16 May 86  
Date

  
\_\_\_\_\_  
General Counsel *C/CHD/CGC*

13 June 86  
Date

  
\_\_\_\_\_  
Deputy Director of Central Intelligence

6/27/86  
Date

  
\_\_\_\_\_  
Executive Director

6/27/86  
Date

\*With the understanding that in the context of  
paragraph 3 the word "may" means "shall" --  
delegations by the Chief, CS/OD&E shall be in  
writing but may be by "Certifications of  
Appointment" or by other written means.

BYE-134310-86

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SUBJECT: National Reconnaissance Program - Director of  
Central Intelligence Delegation of Contracting  
Officer Authority

OL/PMS/RGDippel:kth/8167 (24 January 1986) ID 1231

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BYE-134310-86

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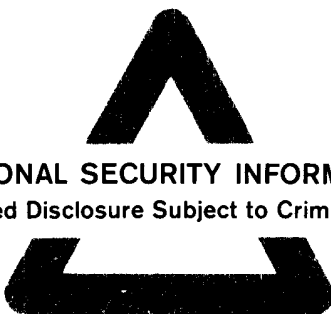
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S E C R E T  
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1 JUL 1986

MEMORANDUM FOR: Deputy Director for Science and Technology  
FROM: Director of Central Intelligence  
SUBJECT: Implementation of the Competition  
in Contracting Act of 1984

1. The Competition in Contracting Act (CICA) of 1984 was enacted to promote free and open competition and thereby increase the percentage of government contracts placed on a competitive basis. The Agency has always been committed to the principle of competition and intends to implement CICA to the maximum extent practicable, consistent with security, the protection of sources and methods, and the fulfillment of its special mission.

2. Notwithstanding its goal to increase competition in government contracting, the CICA recognizes that there are situations which preclude the award of certain contracts on a competitive basis. These situations, which are listed in HHB 45-4, paragraph 65b, must meet the test of a competition advocacy system prior to award.

3. In implementing a competition advocacy system for Program B of the National Reconnaissance Organization (NRO), the following approval levels for noncompetitive procurements are established:

a. As Director of Program B, the Deputy Director for Science and Technology is designated as approving official for all noncompetitive Program B contract awards over \$10,000,000.

b. The Chairman of the National Contract Review Board is designated the NRO Competition Advocate and approving official for all Program B noncompetitive contract awards between \$5,000,000 and \$10,000,000.

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SUBJECT: Implementation of the Competition in  
Contracting Act of 1984

c. The Special Assistant to the Director of Development and Engineering is designated as approving official for all noncompetitive contract awards between \$25,000 and \$5,000,000.

**/s/ William J. Casey**

William J. Casey

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SUBJECT: Implementation of the Competition  
in Contracting Act of 1984

OL/PMS/RGDippel/kth:8167 (24 January 1986) ID 1144

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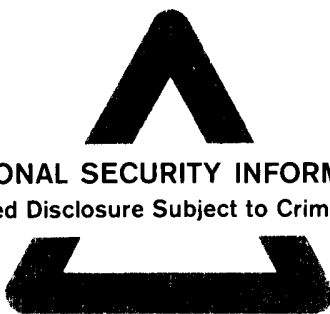
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1 JUL 1986

MEMORANDUM FOR: Chief, Contracts Staff, OD&E/DS&T  
FROM: Director of Central Intelligence  
SUBJECT: Delegation of Contracting Authority

1. Effective with the date of your appointment as Chief, Contracts Staff, Office of Development and Engineering (C/CS/OD&E), Directorate of Science and Technology, and for so long as you are assigned to that position, contracting authority is delegated to you subject to the following:

a. Under the general administrative supervision of the Deputy Director for Science and Technology, the C/CS/OD&E, as contracting officer, is authorized to enter into contracts for supplies and services and to sign all contract documents which obligate funds, regardless of amount, provided that:

(1) each such contract is part of an approved program; and,

(2) funding is certified available from the department or agency on behalf of which the procurement is being undertaken.

b. In the exercise of this contracting authority, the C/CS/OD&E is authorized to negotiate any contract type or combination of types permitted by law or regulation which will promote the best interest of the government.

c. The C/CS/OD&E shall have direct access to the Director of Logistics for coordinating substantive matters involving procurement policy and shall bring to his attention any problem which could result in embarrassment or legal difficulty for the Agency.

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SUBJECT: Delegation of Contracting Authority

d. The C/CS/OD&E shall establish review procedures which will ensure adherence to Agency procurement policy consistent with National Program requirements. Any policy differences which cannot be reconciled shall be submitted to the Deputy Director of Central Intelligence with a request, accompanied by justification, for policy exception.

2. Each original contract document and amendments involving changes within the general scope of the contract shall be reviewed as to legality by the General Counsel and as to conformance with technical requirements by the cognizant technical officer. Contract actions involving obligation of funds must be preceded by a commitment certification by the cognizant finance officer.

3. The C/CS/OD&E may redelegate contracting authority for contract awards, not to exceed \$5,000,000 in value, to the OD&E team chiefs under his direct supervision. In addition, the C/CS/OD&E may redelegate his contracting authority on a limited basis to personnel not under his direct supervision whenever necessary to meet operational requirements; however, such redelegation of authority shall be limited to procurements not exceeding \$25,000 and shall be given only to officials approved by the Deputy Director for Science and Technology. Delegations of procurement authority may be by contracting officer "Certificates of Appointment" or by other written means.

4. This delegation of contracting authority is issued under the authority of Public Law 81-110. It is to support the mission of the National Reconnaissance Program and supersedes any existing delegation.

/s/ William J. Casey

William J. Casey

BYE-134311-86

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**SUBJECT: Delegation of Contracting Authority**

OL/PMS/RGDippel:kth/8167 (24 January 1986) ID 1233

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